



NEWSLINE

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Tennessee Department of Commerce and Insurance*



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Chairperson's Report

by John McLemore, Chairperson



I want to thank TAC Commissioners Terri Walker, Howard Phillips, Bobby Colson, and Marvin Alexander for electing me as Chairman of the Tennessee Auctioneer Commission. It is indeed an honor to represent the consumers of the State of Tennessee on the TAC and to also be in a position to lead the Commission.

There are two major issues now before the Tennessee Auctioneer Commission. First, there is the issue of the status of internet drop-off stores and whether they are subject to the regulatory authority of the Tennessee Auctioneer Commission. The Commission is concerned about drop-off store owners being aware of their fiduciary duties on how to handle the consigned goods and how to handle the money. There are many issues that are unsettled with regard to the activities of the drop-off stores. The TAC has asked the Tennessee State Attorney General for a formal opinion with regard to these issues. We will report on this issue in future issues of this newsletter.

The second major issue before the TAC is the issue of investigations. Tennessee is a large state with distances exceeding 495 miles from the northeast corner (Bristol) to the southwest corner (Memphis). Most professionals are good people who do what is right. There are a few bad apples in every profession that push the envelope and wind up causing problems for consumers. Someone needs to be there to stop and investigate questionable activity as soon as the alert is given. The TAC is working to make sure that proper investigations are available to protect the public and the honest licensees.

As the new TAC Chairman, I remind you to use the new internet technology to renew your license. The Tennessee Auctioneer Commission was one of the first regulatory boards to offer on-line license renewal to its licensees. Instructions on where to go on the internet to renew your license is found in another section of this newsletter. I encourage you to take advantage of this convenient way to renew your license.

This newsletter and other informative information are displayed on the TAC website. I would like to suggest that you check the TAC website on a regular basis to keep up with what is going on in the auction business.

COMMISSION MEMBERS AND STAFF

John McLemore, Esq., Chairman

Consumer Member

Term 9/1/04 - 8/31/07

Howard Phillips, Vice Chairman

Term 9/1/03 - 8/31/06

Marvin Alexander, Board Member

Term 11/30/04 - 8/31/07

Bobby Colson, Board Member

Term 8/31/04 - 8/31/07

Terri Walker, Board Member

Term 9/1/02 - 8/31/05

Lynn McGill, Administrative Director

lynn.mcgill@state.tn.us

Sheila Piper, Administrative Assistant

sheila.d.piper@state.tn.us

Dennis Hodges, Administrative Assistant
RB3

dennis.hodges@state.tn.us

Website: www.state.tn.us/commerce/boards/auction

MISSION STATEMENT:

The mission of the Tennessee Auctioneer Commission is to protect the public and licensees by monitoring the auctioneer profession through licensure and regulation.

STATE OF TENNESSEE

DEPARTMENT OF COMMERCE & INSURANCE
TENNESSEE AUCTIONEER COMMISSION

500 JAMES ROBERTSON PARKWAY
DAVY CROCKETT TOWER, 6TH FLOOR
NASHVILLE, TENNESSEE 37243-1152

615-741-3236 615-741-1245 (Fax)

www.state.tn.us/commerce/boards/auction

(continued on page 2)

Chairman's Report (continued)

Finally, I would like to congratulate licensees who participated in the competition at the National Auctioneer Association meeting this year. A list of the Tennessee licensees who won various awards is displayed on the back page of this newsletter.

Remember, you are always welcome to attend the meetings of the Tennessee Auctioneer Commission. We welcome your comments and suggestions on how we can make our services to licensees better.

The Fall Seminar Program will be held on October 24, 2005, on the site of Powell Auction and Realty in Knoxville. The program begins at 8:00 a.m. Eastern Standard Time. We hope to see you there!

DENNIS HODGES IN NEW POSITION

Dennis Hodges, former TAC investigator, now holds the title of Administrative Assistant for the Tennessee Auctioneer Commission. Mr. Hodges assists the TAC staff with day to day operations of the Commission. TAC investigations are now performed by the Commerce and Insurance department investigations pool.

LICENSE RENEWAL

by Lynn McGill
Administrative Director

Many licensees will be renewing their license during 2005. We would like to remind you that you are required to have proof of six (6) hours of approved auction continuing education in order to renew your license. If you received your license after January 1, 1985, you are required to show proof of continuing education. If you received your license prior to this date, you are exempt from presenting proof of continuing education. If you have been in the auction business as an auctioneer for ten (10) years and have reached the age of sixty (60) years, you are exempt from presenting proof of continuing education no matter when you received your license. Proof of your continuing education should have been reported to the TAC electronically by the CE vendor and no document is required from you. No apprentice shall be exempt from continuing education requirements.

TENNESSEE AUCTIONEERS WIN NATIONAL AWARDS

Three Tennessee Auction Companies won auction marketing awards at the National Auctioneers Association's 56th International Auctioneers Conference and Show in Pittsburg in July. The annual competition rewards NAA professionals for their creative thinking and effectiveness in marketing their businesses and the auction industry. This year's competition drew a record number of entries - more than 1,000. The winners from Tennessee are as follows:

Business Promotion - Company Brochure:
Powell Auction and Realty, Howard Phillips, Knoxville, TN

Internet - Member Web Site: **John Roebuck, CAI, AARE, Roebuck Auctions, Memphis, TN**

Auction Presentations - Auction Proposals:
Rob Strickland, AARE, Furrow Auction Company, Knoxville, TN

Public Relations - Special Events: **Jeff Jourdan, Roebuck Auctions, Memphis, Tennessee**

We congratulate these Tennessee licensees on winning these awards.

2005 Tennessee Auctioneer Commission Board Meeting Schedule

DATE	TIME	LOCATION
Sept. 29, 2005	9:00 A.M. (CST)	Davy Crockett Tower Room 160
Oct. 10, 2005	9:00 A.M. (CST)	Davy Crockett Tower Room 212
Nov. 14, 2005	9:00 A.M. (CST)	Davy Crockett Tower Room 640
Dec. 12, 2005	9:00 A.M. (CST)	Davy Crockett Tower Room 640

Unless noted, all meetings are held in Nashville Tennessee at the Davy Crockett Tower, 500 James Robertson Park way (corner of 5th Avenue and James Robertson Parkway).

Notice of Rulemaking Hearing

There will be a hearing before the Commissioner of Commerce and Insurance to consider the promulgation of rules pursuant to Chapter 375 of the Public Acts of 2005. The hearing will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, Tenn. Code Ann. 4-5-204, and will take place in Conference Room A of the Davy Crockett Tower, located at 500 James Robertson Parkway in Nashville, Tennessee at 10:00 a.m. (Central Time) on Tuesday, October 18, 2005.

Any individuals with disabilities who wish to participate in these proceedings (to review these filings) should contact the Department of Commerce and Insurance to discuss any auxiliary aids or services needed to facilitate such participation. Such initial contact may be made no less than ten (10) days prior to the scheduled meeting date (the date the party intends to review such filings) to allow time for the Department to determine how it may reasonably provide such aid or service. Initial contact may be made with Don Coleman, the Department's ADA Coordinator, at 500 James Robertson Parkway, 5th Floor, Nashville, Tennessee 37243 at (615)741-0481.

Substance of Proposed Rules

New Rules

Chapter 0780-7-1

Office of the Commissioner

0780-7-1-.01 Internet Convenience Fee

- (a) If the Department of Commerce and Insurance or any board, commission or agency attached thereto offers the issuance of renewal of a license, registration or permit via the Internet, an applicant for licensure or renewal may pay the fee for issuance of renewal of such license, registration or permit via the Internet.
- (b) In order to defray the additional costs associated with processing an application for the issuance or renewal of a license, registration or permit via the Internet, the applicant shall pay, in addition to the applicable licensure, registration, permit or renewal fee, a convenience fee in an amount not to exceed \$3.50 plus an amount not to exceed two percent (2%) of the cost of the applicable license, registration, permit or renewal fee.

Authority: Chapter 375 of the Public Acts of 2005.

MARVIN ALEXANDER RETURNS TO THE TAC

Marvin Alexander, CAI, was appointed to the Tennessee Auctioneer Commission by Governor Phil Bredesen. Marvin returns to the TAC after a six year absence. He previously served three terms (nine years) as a member of the Commission. Mr.



Alexander is a licensed auctioneer, real estate broker, licensed contractor, and certified general real estate appraiser. He holds the CAI designation granted by the Certified Auctioneer Institute.

Marvin Alexander founded Alexander Auctions and Real Estate Sales in 1961 in Martin, Tennessee. He has sold all types of real estate and personal property at auction and private sale in Tennessee, Kentucky, and Mississippi. In his long career, Marvin has conducted over 2,600 auctions.

Marvin is known all over the United States as a world class bid caller. He won the Tennessee Auctioneer Bid Calling Championship in 1988, International Auctioneer Champion in 1989, and the All Around World Champion Auctioneer, Calgary, Canada in 1997. He has conducted auction seminars in 12 states on a variety of auction subjects.

Mr. Alexander is a member of the Certified Auctioneers Institute, Tennessee Auctioneer Association (Past President and member of the TAA Hall of Fame), National Auctioneers Association, Tennessee Association of Realtors, National Association of Realtors, and the National Association of Independent Fee Appraisers.

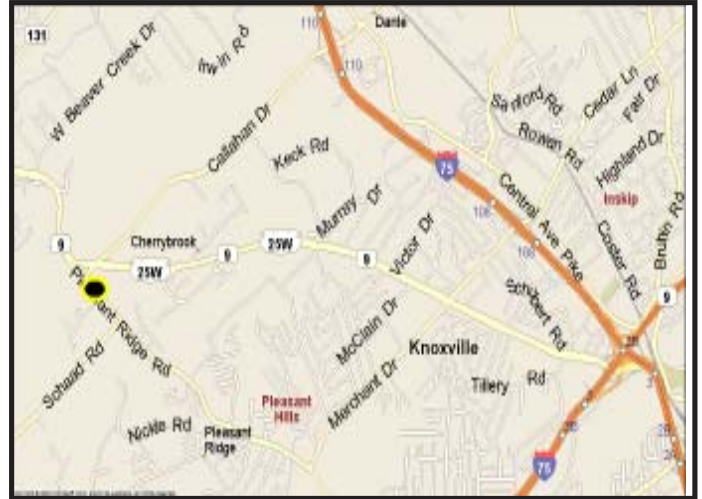
"Marvin Alexander brings a lot of experience and knowledge to the Tennessee Auctioneer Commission," said Lynn McGill Executive Director the TAC. "In past years he has been one of our most active and engaged Commission Members. We are glad to have him back on the Tennessee Auctioneer Commission."

Renew your license or check your continuing education credit at your convenience - Use our online renewal process - Quick and Easy! Go to <http://www.tennesseeanytime.org/tnauct/>

Next TAC Seminar - Knoxville, TN

The next free seminar sponsored by the TAC will be in on October 24, 2005 at the offices of Powell Auction & Realty in Knoxville, TN. The course topic will be "Auction Math" and everyone attending will receive six hours of auctioneer continuing education credit.

Our speaker for the seminar will be Terry Evans of Lobelville, Tennessee. The subject of this course, "Auction Math", will include math problems concerning escrow, proration, capitalization and statistical analysis with actual problems to work out in class. **Everyone is asked to bring a battery-operated calculator for this classroom activity.**



Directions

From I-75, take exit #110, and go west on Callahan Drive (2.2 miles); turn left onto Pleasant Ridge Road; subject is approximately .1 mile on right.
or...

From I-75, take exit #108, and go westwardly on Merchants Drive (.3 miles); turn right onto US-25W (2.6 miles); bear left onto Callahan Drive; turn left onto Pleasant Ridge Road; subject is approximately .1 mile on right.



Program at a glance...

Date: Monday, October 24, 2005
Time: 8:00 a.m. Eastern Time
Place: Offices of Powell Auction & Realty
 6729 Pleasant Ridge Rd., Knoxville, TN
Topic: "Auction Math"
Credit: 6 hours auctioneer credit
Pre-registration: None
Item to bring: Battery operated calculator



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"The Tennessee Department of Commerce and Insurance is committed to principals of equal opportunity, equal access, and affirmative action." Contact the EEO Coordinator or ADA Coordinator (615) 741-2177 (TDD).

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 DAVY CROCKETT TOWER, 6TH FLOOR
 NASHVILLE, TENNESSEE 37243-1152
 615-741-3236 615-741-1245 (Fax)
www.state.tn.us/commerce/boards/auction